

CITY COUNCIL, CITY OF LODI
COUNCIL CHAMBER, CITY HALL
JANUARY 20, 1954

This regular meeting of the City Council of the City of Lodi held beginning at 8:00 o'clock p.m. of Wednesday, January 20, 1954; Councilmen Preszler, Rinn, Robinson and Richey (Mayor) present; Hillman absent.

PUBLIC HEARINGS

DOWNTOWN
STREET
LIGHTING
DISTRICT

This being the time and place set for the hearing of protests from any and all persons interested in the work done in the Downtown Street Lighting District or in the assessment on file, Mayor Richey called for such protests. City Clerk Graves read a written protest filed by Lillian Fuller. Said protest took issue with the method of assessing corner property, maintaining that the side frontage of a corner lot did not have the same value or derive as much benefit as the front of the lot. The written protest contained the suggestion that a reasonable relative relationship be established for the side street values, that such reasonable proportion be so charged, and that the balance be borne by the lighting district as a whole at a re-figured cost per foot. City Attorney Mullen stated that in his opinion the protest was not based on valid legal grounds and he felt the courts would uphold the assessment. Mr. Robert Fuller addressed the Council on behalf of the protestant to say that he did not believe the assessment to be fair when the side of the lot is assessed at the same rate as the front of the lot. He considered the School Street side of his mother's property to be the front and the Walnut Street side to be the side of the lot. Councilman Preszler stated that he believed the Walnut frontage would be benefited more than the School Street frontage. It was explained that assessments in the commercial district are based on all frontages in view of the fact that all frontages are used for commercial frontages. It was further pointed out that both sides of Mrs. Fuller's lot received the same amount of light from the street lights installed. Councilman Robinson stated that he could not agree that there is a more equitable method of assessing the costs in this district. Councilman Preszler then moved, Robinson second, the adoption of Resolution No. 1800, confirming the assessment in the Downtown Street Lighting District. The motion passed by a unanimous vote.

ASSESSMENT
CONFIRMED

RES. #1800
ADOPTED

REPORTS OF THE CITY MANAGER

POLICE CAR
SPECIFICATIONS

The City Manager presented specifications for three automobiles to replace three police patrol cars. The specifications also called for offers for trade in of three cars owned by the City. Mr. Weller explained that the 1953-54 budget provided funds for leasing of police cars; however, the offers received for the leasing of the cars were not comparable to the City's cost for owning and operating its own vehicles. He then recommended that the three vehicles be replaced by the purchase of new autos. He pointed out that two of the cars to be replaced would be transferred to other departments with the trade-ins coming from these departments. The third car to be traded in would be a

police car. The specifications were amended to provide for alternate bids for cars equipped with automatic transmission, at the suggestion of Councilman Robinson. The specifications were then approved as amended on the motion of Councilman Rinn, Preszler second.

TELEPHONE CO.
EASEMENT

The Mayor and City Clerk were authorized to sign a deed granting to the Pacific Telephone and Telegraph Company an easement of 2 x 20 feet in Lawrence Park on the motion of Councilman Robinson, Rinn second.

FINAL MAP
CENTURY MANOR
UNIT #2

The final map entitled "Century Manor, Unit No. 2", certified by the City Engineer as substantially complying with the tentative map approved by the City Planning Commission, was approved for recordation and the streets and easements therein accepted as City streets on the motion of Councilman Robinson, Preszler second. This acceptance is subject to improvement of the streets to City standards before they will be maintained by the City. The Mayor and City Clerk then signed the map.

CITY PLANNING COMMISSION

MASTER PLAN

Councilman Robinson reported that Mr. Wise, the City's planning consultant, has scheduled the first discussion of the masterplan for the meeting of the Planning Commission on January 25, 1954. Mayor Richey recommended the attendance of those members of the City Council free to do so.

MULLEN
RESIGNATION
FROM C.P.C.

Mayor Richey reported the letter of resignation from the City Planning Commission submitted by Mr. Robert H. Mullen. It was noted that the Planning Commission had regretfully recommended the acceptance of Mr. Mullen's resignation. Mayor Richey added the regrets of the City Council to that of the Planning Commission. Mr. Mullen's resignation was then accepted by the City Council with regrets on the motion of Councilman Robinson, Preszler second. Councilman Robinson questioned if it would be in order to request the City Planning Commission for recommendations for the replacement. Councilman Rinn stated that he would prefer the word "suggestion" used in place of the word "recommendation". City Attorney Mullen reminded the Council that the Planning Commission is an advisory body responsible to the City Council. He pointed out that under the statutes of the State of California the powers of the planning commission are increasing. He therefore questioned the advisability of developing a practice which might tend to enable the Planning Commission to perpetuate itself. Councilman Rinn expressed himself in support of the views of the City Attorney and suggested that the City Council select a name which could be discussed with the Chairman of the Planning Commission in the interest of harmony. No further action was taken.

ORD. NO. 505
ADOPTED

ORDINANCE NO. 505, "APPROVING THE ANNEXATION OF THE CENTURY MANOR ADDITION TO THE CITY OF LODI AND DECLARING THAT THE SAME IS ANNEXED TO AND MADE PART OF THE CITY OF LODI", having been regularly introduced on January 6, 1954, was brought up for passage on the motion of Councilman Rinn, Preszler second. Second reading was omitted after reading by title, and then passed, adopted and ordered to print by the following vote:

AYES: Councilmen - Preszler, Rinn, Robinson and Richey
NOES: Councilmen - None
ABSENT: Councilmen - Hillman

Mayor Richey then signed Ordinance No. 505 in approval thereof.

ORD. NO. 506
ADOPTED

ORDINANCE NO. 506, "AN ORDINANCE REPEALING ORDINANCE NO. 495 AND AMENDING ORDINANCE NO. 444, RELATING TO COMPENSATION OF OFFICERS AND EMPLOYEES OF THE CITY OF LODI", having been regularly introduced on January 6, 1954, was brought up for passage on the motion of Councilman Robinson, Rinn second. Second reading was omitted after reading by title, and then passed, adopted and ordered to print by the following vote:

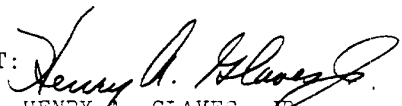
AYES: Councilmen - Rinn, Preszler, Robinson and Richey
NOES: Councilmen - None
ABSENT: Councilmen - Hillman

Mayor Richey then signed Ordinance No. 506 in approval thereof.

SO. LEE AVE.
STREET LIGHTS

City Clerk Graves then reported that the petition for the formation of the South Lee Avenue Street Lighting District had been verified and failed to obtain the necessary signatures of owners of 60% of the property in the proposed district. He added that the petition would be returned to the proponents of the district without official action by the City Council.

The meeting was then adjourned on the motion of Councilman Preszler at 8:55 p.m.

ATTEST: 
HENRY A. GRAVES, JR.
City Clerk